

Idaho Real Estate Education Council
Regular Council Meeting
March 12, 2008
Minutes

Pursuant to notice given, a **Regular** meeting of the Idaho Real Estate Education Council (Council) was initiated at the Commission office, 633 North Fourth Street, Boise, Idaho.

Members Present:

Beckie Kukal, Chair, Jerome
Gail Heist, Vice Chair, Boise
Donna Capurso, Member, Bonners Ferry
Maris Cukurs, Member, Idaho Falls
Jeanne Jackson-Heim, Executive Director
Andy Enrico, Commission Representative, Boise

Others Present:

Chuck Byers
Jill Randall

Staff Present:

Jesama Rosensweig, Administrative Assistant
Mandy Frary, Education Director

Call to Order: Chair Kukal called the March 12, 2008 meeting of the Idaho Real Estate Commission Education Council to order at 8:36 a.m.

Agenda: Chair Kukal asked if there were any additions or changes to the Agenda.

A motion was made by Maris Cukurs to approve the meeting agenda. Motion carried.

Minutes:

A motion was made by Gail Heist to approve the February 20, 2008 meeting minutes as amended. Motion carried.

Council Matters: There was a discussion on the definition of "substantial change" in content requiring a new course certification. Ms. Frary will research other states' requirements and draft a definition for consideration at the next meeting.

Review Council Goals: Ms. Jackson-Heim suggested that the development of the online database for the education department be added with the target completion date December 2008. Ms. Randall asked if the Real Estate Law course would be updated as well and informed the Education Council that the exam questions were out dated. Staff was directed to look into this matter.

A motion was made by Donna Capurso to revise council goals as amended. Motion carried.

Ms. Jackson-Heim presented legal research on assignability of personal service contracts for council review. Representation agreements are considered personal service contracts and as such are not assignable.

Distance Education Instructor Standards: ARELLO is offering a certification program for distance education instructors. Idaho law does not require certified instructors for CE courses. Ms. Randall commented that IDEC is a subsidiary of ARELLO.

Course Approval Application: Ms. Jackson-Heim was directed after last month's commission meeting to revise the course application to include a question on whether or not the course was for a professional designation. Council members reviewed the revised application and directed staff to adopt it with additional minor modifications.

Online Core: There was discussion on the online CORE course exam requirements and that they should be the same for every provider who want to offer the CORE course, but it's impossible to guarantee a proctored exam for an online course. Ms. Randall reported NAR's process for online exams includes having the student sign an affidavit to show proof that the person taking the exam was the same person who viewed/took the course online. There was discussion regarding IREC's requirement for a proctored final exam for the Core course and how that could work with the online course. After further discussion, it was decided to keep the current policies for a proctored CORE exam if taken by correspondence but encourage certified online providers to offer the CORE as a true online course.

Break Requirements: Mr. Enrico stated he had been asked questions regarding the policy on breaks given during class hours. There was discussion that the definition of a classroom hour was addressed in the license law, and it was up to the providers how they handled the breaks.

Meet and Greet: In the month of February, Ms. Frary went to the IMLS and ACAR offices to meet everyone and get an office tour. It went very well and she feels it will help future communications. She also went to the Building Contractors Association

meeting. Ms. Frary discussed with them our course approval process and how to reach more of our licensees with their courses.

RFP Test Provider: Contract start date is November 2008 and not March 2009. There was discussion regarding the number of questions needed for the national portion of the exams and making sure the requirements are consistent with our present exams.

Education Fund Award/Budget: \$40,293.75 so far has been awarded this fiscal year.

08-041: A motion was made by Mr. Cukurs to recommend approval of Education Fund Award 08-041. —contingent on spending authority for civil penalty find money for FY09. Applicant will provide a report every 3 months on use of the funds. Funds must be expended by April 30, 2009. Motion carried.

08-042: A motion was made by Ms. Capurso to recommend partial approval of Education Fund Award 08-042. —in the amount of \$15,000 to be paid in advance. The applicant is requested to report back to the Commission at the July 2008 meeting with a status report on interest in the course. The 2nd portion of the request will be continued to the July 2008 meeting. Motion carried.

08-043: A motion was made by Ms. Capurso to recommend denial of Education Fund Award 08-043. Motion carried.

08-048: A motion was made by Ms. Capurso to recommend approval of Education Fund Award 08-048.—contingent on the course being offered to all agents and not just REALTOR members. Mr. Cukurs recused himself from the discussion and vote due to personal interest. Motion carried.

08-049: A motion was made by Ms. Jackson-Heim to continue this request to the April meeting. Motion carried.

08-050: A motion was made by Ms. Jackson-Heim to recommend the request be returned to the applicant for clarification & placed on the April agenda for consideration. Motion carried.

08-051: A motion was made by Ms. Capurso to recommend approval of Education Fund Award 08-051. Motion carried.

08-052: A motion was made by Ms. Capurso to recommend denial of Education Fund Award 08-052. Motion carried.

08-053: A motion was made by Ms. Capurso to continue this request to the April meeting.—pending more information. Motion carried.

Reports: The following reports were reviewed and placed on file in the Commission office.

- List of Approved Certifications
- License Exam Statistics Report
- Certification Index Reports
- Analysis of the License Base
- Budget Report
- Civil Penalty Fine Report
- Education Fund Report

Instructor & Course Audit Form: Mr. Enrico suggested the instructor and course audit form be changed to reflect the same information as the course evaluations that the attendees fill out.

Executive Session: In accordance with section 67-2345 (1) (d), Idaho Code, a motion was made by Ms. Jackson-Heim to adjourn to executive session to consider records that are exempt from disclosure as provided in Section 9-340C(9), Idaho Code, and which records relate to the following subjects: Education Special Considerations, Course Applications and Instructor Special Considerations. Motion carried.

Executive Session: In accordance with section 67-2345 (1) (d), Idaho Code, a motion was made by Andy Enrico to adjourn out of executive session, submitted pursuant to Section 9-340C (9), Idaho Code. Motion carried.

Special Considerations:

08-045: A motion was made by Mr. Enrico to approve Special Consideration 08-045. Motion carried.

08-046: A motion was made by Mr. Enrico to deny Special Consideration 08-046. Motion carried.

08-047: A motion was made by Mr. Enrico to deny Special Consideration 08-047. Motion carried.

08-055: A motion was made by Mr. Enrico to approve Special Consideration 08-055. Motion carried.

08-056: A motion was made by Mr. Enrico to deny Special Consideration 08-056. Motion carried.

Excellence in Education Award: In-house nomination was made for a 2008 recipient to be awarded at the IDW in May.

Course Approvals: A motion was made by Mr. Cukurs to approve the following new and renewal course applications. Motion carried.

New

Achieving Success in a Changed Market

Basic & Advanced 1031 Exchange

Creative Land Buying

Fair Housing Basics

FHA Mortgage Finance

General & Conventional Mortgage Finance

Introduction to Green Building for Realtors

Mortgage Lending & Hedging Against Inflation

NAR Code of Ethics

Preserving Dignity

Real Estate Investing: Optimizing Today's Market

The Agent's Guide to Short Sales-2008

These Walls Could Talk

TIC's & Advanced 1031 Strategies

Understanding the Foreclosure and Short Sale Process

VA Mortgage Finance

Winning the Real Estate Game

Renewal

Disclosures: A REALTOR Guide to Reducing Risk

Fair Housing

Human Land Use

Real Estate Broker/Salesperson Liabilities

A motion was made by Mr. Cukurs to deny the following course applications with the following reasons:

Internet Lead Generation—the course content does not fit within IREC's approved topics.

Microsoft Publisher 2008—*renewal*—the course content is not real estate related and it does not fit within IREC's approved topics.

Community Ethics—renewal—the course content is not real estate related and it does not fit within IREC's approved topics.

Digital Cameras—renewal—the course content is not real estate related and it does not fit within IREC's approved topics.

Energy Resources—renewal—the course content is not real estate related and does not fit within IREC's approved topics.

Ethics of Sustainability—renewal—the course content is not real estate related and does not fit within IREC's approved topics.

Managing and Prioritizing w/Microsoft Outlook—renewal—the course content is not real estate related and does not fit within the approved topics.

Microsoft Excel in Real Estate Level 1—renewal—the course content is not real estate related and does not fit within the approved topics.

Microsoft Excel in Real Estate Level 2—renewal—the course content is not real estate related and does not fit within the approved topics.

Real Estate Market Charts & Statistics for the Treasure Valley—renewal—the course appears to be selling a product and services and does not fit within the approved topics.

Tax Strategies for the Independent Contractor—renewal—the course content is not real estate related and does not fit within the approved topics.

Time Management—renewal—the course content is not real estate related and does not fit within the approved topics.

Water Resources—renewal—the course content is not real estate related and does not fit within the approved topics.

Work Smarter, Not Harder—renewal—the course content is not real estate related and does not fit within the approved topics.

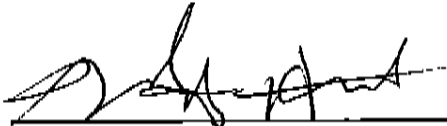
A motion was made by Ms. Jackson-Heim to adjourn the meeting at 1:45 PM. Motion carried.

Respectfully submitted,

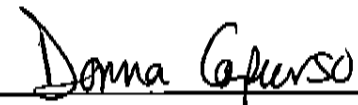
Jesama Rosensweig
Education Assistant


**Minutes of the Idaho Real Estate Education Council meeting held in Boise,
Idaho, on March 12, 2008 are hereby approved.**

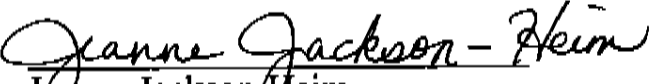

Beckie Kukal, Chair


Gail Heist, Vice Chair


Maris Cukurs, Member


Donna Capurso, Member


Andy Enrico,
Commission Representative


Jeanne Jackson-Heim,
Executive Director

The next regularly scheduled meeting is set for April 16, 2008.

Advise the Commission of any individuals with disabilities needing accommodation
at least three business days prior to any meeting.